

HAMILTON COUNTY BOARD OF COMMISSIONERS  
JANUARY 12, 2004

The Hamilton County Board of Commissioners met on Monday, January 12, 2004 in the Commissioners Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session in Conference Room 1A. President Holt called the public meeting to order at 1:53 pm. A quorum was declared present of Commissioner Christine Altman, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. The Pledge of Allegiance was recited.

**Election of Officers**

**President:**

Altman nominated Steve Dillinger as President for 2004. Holt seconded. Motion carried unanimously.

**Vice President:**

Holt nominated Christine Altman as Vice President for 2004. Dillinger seconded. Motion carried unanimously.

**Board of Finance:**

Altman nominated Steve Holt as President for the Board of Finance. Dillinger seconded. Motion carried unanimously.

**Drainage Board Chairman:**

Holt nominated Christine Altman as Chairman for the Drainage Board for 2004. Dillinger seconded. Motion carried unanimously.

**Drainage Board Vice Chairman:**

Dillinger nominated Steve Holt as Vice Chairman for the Drainage Board for 2004. Altman seconded. Motion carried unanimously.

**Drainage Board Attorney:**

Altman nominated Mike Howard as Attorney for the Drainage Board. Holt seconded. Motion carried unanimously.

**County Attorney:**

Altman nominated Mike Howard as County Attorney. Holt seconded. Motion carried unanimously.

**Assistant to Board of Commissioners:**

Holt nominated Fred Swift as Assistant to Board of Commissioners. Altman seconded. Motion carried unanimously.

**Highway Director:**

Holt nominated Brad Davis as Highway Director. Altman seconded. Motion carried unanimously.

**Highway Engineer:**

Holt nominated James Neal as Highway Engineer. Altman seconded. Motion carried unanimously.

**Veteran Service Officer:**

Holt nominated Wayne Long as Veteran Service officer. Altman seconded. Motion carried unanimously.

**Alcoholic Beverage Board:**

Altman nominated Sean Fleck to the Alcoholic Beverage Board. Dillinger seconded. Holt abstained. Motion carried.

**Cable Complaint Representative:**

Holt nominated Fred Swift as Cable Complaint Representative. Dillinger seconded. Motion carried unanimously.

**CAAP:**

Altman nominated Debbie Driskell to CAAP. Holt seconded. Motion carried unanimously.

**Emergency Management Advisory Committee:**

Holt nominated Christine Altman to the Emergency Management Advisory Committee. Dillinger seconded. Motion carried unanimously.

**E-911 Review Board:**

Holt motioned to reappoint Steve Dillinger, Doug Carter, Robin Mills and Jerry Larrison as Free Holder to the E-911 Review Board. Altman seconded. Motion carried unanimously.

**GIS Committee:**

Holt nominated Christine Altman to the GIS Committee. Dillinger seconded. Motion carried unanimously.

**4-H Representative:**

Altman nominated Steve Holt as 4-H Representative. Dillinger seconded. Motion carried unanimously.

**Hamilton North Public Library Board of Trustees:**

Holt motioned to reappoint Penny Patterson to the Hamilton North Public Library Board of Trustees. Altman seconded. Motion carried unanimously.

**Hamilton County Alliance:**

Altman nominated Steve Holt to the Hamilton County Alliance. Dillinger seconded. Motion carried unanimously.

**Hamilton County Aviation Commission:**

No nomination at this time.

**Hamilton County Board of Zoning Appeals North:**

Holt motioned to reappoint Tim Clark to the Hamilton County Board of Zoning Appeals North. Altman seconded. Motion carried unanimously.

**Hamilton County Cemetery Commission:**

Altman motioned to reappoint Patricia Gibbs to the Hamilton County Cemetery Commission. Holt seconded. Motion carried unanimously.

**Hamilton County Common Wage Determination Board:**

Altman motioned to reappoint Larry Roudebush, James Neal and Dave Burtner to the Hamilton County Common Wage Determination Board. Holt seconded. Motion carried unanimously.

**Hamilton County Plan Commission:**

Holt motioned to reappoint Linda Williams to the Hamilton County Plan Commission. Dillinger seconded. Altman abstained. Motion carries. Holt motioned to reappoint Ron Hall to the Hamilton County Plan Commission. Altman seconded. Motion carried unanimously.

**Hamilton County Redevelopment Commission:**

Holt motioned to reappoint Gary Meunier, Art Levine, Charlotte Swain, Steve Andrews and Bill Crandall to the Hamilton County Redevelopment Commission. Altman seconded. Motion carried unanimously.

**Hamilton County Safety Committee:**

Holt nominated Christine Altman to the Hamilton County Safety Committee. Dillinger seconded. Motion carried unanimously.

**Hamilton County Sheriff's Committee:**

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Holt nominated Steve Dillinger to the Hamilton County Sheriff's Committee. Altman seconded. Motion carried unanimously.

**Hamilton County Visitor and Convention Commission:**

Holt motioned to reappoint Lisa Hanni, Donna Prather, Phoebe Williams and Yvonne Todd as well as Steve Finkel to replace Tom McKenna to the Hamilton County Visitor and Convention Commission. Dillinger seconded. Altman abstained. Motion carries.

**Hoosier Heartland Resource Conservation & Development Council:**

Holt motioned to reappoint Charles Kiphart and Al Patterson as alternate to the Hoosier Heartland Resource Conservation & Development Council.

**Hospital Authority of Hamilton County for St. Vincent's Hospital:**

Holt motioned to reappoint Jackie Andrews and James D. Garretson to the St. Vincent's Hospital. Dillinger asked to table Jackie Andrews to make sure she still lives in Hamilton County. Altman motioned to reappoint James Garretson. Holt seconded. Motion carried unanimously.

**Humane Society Holding Corporation:**

Dillinger nominated Steve Holt to the Humane Society Holding Corporation. Altman seconded. Motion carried unanimously.

**IRTIP:**

Holt nominated Steve Dillinger with Christine Altman and Steve Holt as alternates to IRTIP. Altman seconded. Motion carried unanimously.

**Indianapolis Department of Waterworks Service Advisory Board:**

Holt motioned to reappoint Gordon Byers to the Indianapolis Department of Waterworks Service Advisory Board. Altman seconded. Motion carried unanimously.

**Information Systems Services Board:**

Holt motioned to reappoint Christine Altman with Fred Swift as alternate to the Information Systems Services Board. Dillinger seconded. Motion carried unanimously.

**Insurance Committee:**

Holt motioned to appoint Steve Dillinger, John Elmer and Bob Fearrin to the Insurance Committee. Altman seconded. Motion carried unanimously.

**Local Emergency Planning Committee:**

Holt motioned to reappoint Christine Altman to the Local Emergency Planning Committee. Dillinger seconded. Motion carried unanimously.

**Personnel Committee:**

Holt motioned to reappoint Steve Dillinger to the Personnel Committee. Altman seconded. Motion carried unanimously.

**Property Tax Assessment Board of Appeals:**

Holt motioned to appoint Doris Beason and Randy Warner to the Property Tax Assessment Board of Appeals for 2004. Altman seconded. Motion carried unanimously.

**Riverview Hospital Board of Trustees:**

Holt motioned to reappoint Greg Wiles to the Riverview Hospital Board of Trustees. Altman seconded. Motion carried unanimously. Dillinger would like to table the other appointment to the Board.

**Sheridan Plan Commission:**

No appointment at this time. Altman asked Mr. Swift to talk with Linda Williams.

**Upper White River Watershed Alliance:**

Altman motioned to reappoint Steve Holt to the Upper White River Watershed Alliance. Dillinger seconded. Motion carried unanimously.

**Carmel Plan Commission:**

Altman stated there was an issue about the two mile jurisdiction and she would like it on the record that our appointment are proper. Mr. Mike Howard stated it appears that the Hamilton County Plan Commission does not have the comprehensive plan to cover this area. The City of Carmel has authority to extend their jurisdiction two miles. He has been assured that Clay Township is within 2 miles of the City of Carmel. Their ordinance C-06-03-01 was filed December 9, 2003. Altman asked if they have a plan of incorporation of all Clay Township that we are aware of? Mr. Howard stated no, not for annexation. Altman stated she believes the statutory provision to allow the two mile encroachment is to include a plan that it incorporates within their boundaries. In making the appointments we should be clear that the two mile must include their plan of annexation within their corporate boundaries and that is the premise upon which they can exercise. Altman motioned to appoint Rick Ripma as the Republican appointment to the Carmel Plan Commission. Holt seconded. Motion carried unanimously. Dillinger motioned to appoint Madeline Torres as the Democratic appointment to the Carmel Plan Commission. Altman seconded. Motion carried unanimously. Altman motioned to make Mr. Ripma's appointment for four years. Holt seconded. Motion carried unanimously. Holt motioned to make Ms. Torres appointment one year. Altman seconded. Motion carried unanimously.

**Executive Session Memoranda: [2:15:07]**

Altman motioned to approve the Executive Session Memoranda for January 12, 2004. Holt seconded. Motion carried unanimously.

**Approval of Minutes:**

Holt motioned to approve the December 22, 2003 minutes. Altman seconded. Motion carried unanimously. Altman motioned to approve the January 2, 2004 minutes. Holt seconded. Motion carried unanimously.

**Bid Opening [2:16:14]**

**Highway Bids for 2004:**

Dillinger asked Mike Howard and Robin Mills to go to Conference Room 1A to open the annual Highway Bids. Mr. Howard stated he recommends the bids be forwarded to the Highway Department for review and recommendation at the next meeting. Bids were received from the following vendors: **Category 1 - Aggregates:** Martin Marietta Material, Irving Material, Inc.; and US Aggregates, Inc. **Category 2 - Bituminous Mixture:** E&B Paving, Inc.; Milestone Contractors, Rieth-Riley Construction and Shelly & Sands. **Category 3 - Liquid Asphalts:** Marathon Ashland and Asphalt Materials, Inc. **Category 4 - Pipes/Drainage Structures:** Metal Culvert, Inc., CPI Supply, and St. Regis Culvert, Inc. **Category 6 - Gasoline & Fuel:** Hamilton County Co-op. **Category 7 - Salt:** Cargill Inc. - Salt Division and North American. **Category 8 - Pavement Traffic Markings:** The Air Marking Co., Inc.; T&R Pavement Markings Inc.; and Interstate Road Management. **Category 9 - Weed & Brush Control:** The Daltons Inc.; Townsend Tree Service Co.; and DeAngelo Brothers, Inc. **Category 10 - Tree/Stump**

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**Removal:** Vine & Branch, Inc. and Mt. Hood Tree & Landscape. Verbatim recording of bid opening and bids are available for review in the Hamilton County Auditor's office.

**Clay Township Regional Waste District:** [2:17:52]

Ms. Judy Hagan presented a letter to the Commissioners regarding issues revolving around the Clay Regional Waste District. She is very concerned about Boone County involvement in the Clay Township Regional Waste District. Her recommendation to her appointees would to not get entangled in Boone County with the BCU issue. Dillinger asked why do you not think this is a good idea? Ms. Hagan stated there are two major forces affecting Clay Regional Waste at the moment. The first and primary one is the annexation effort by the City of Carmel, which we expect to be aggressive and include the entire township in a short period of time. In light of that and the accomplishment of the annexation in December she called together the Mayor, Chairman of the Clay Regional Waste District; John Duffy, Utility Manager; Jay Elliot, Clay Regional Waste ; and Mark Ratterman, past Board Member of Clay Regional Waste and Jim Dillon, Township Board Chairman to talk about the future in regards to consolidation. Carmel did arrive at the meeting with a list of items that they will offer in regards to consolidation. A large amount of Clay Regional Waste customers are within the city limits or are programmed to come within the city limits within two years. The other issue has been the Boone County issue which began with an invitation from the Boone County Commissioners to Clay Regional Waste to manage or offer consulting services for the BCU problem. That has been a changing situation, the Boone County Commissioners have reconfigured the area. It is a non-contiguous territory, it would be a leap frog over the Town of Westfield. Altman asked what advantages is the City of Carmel offering the rate payers of Clay Township Regional Waste? Ms. Hagan stated it is to come in line with the existing rate, which is less than Clay Township Regional Waste. Altman stated there would not be a problem of having Clay Township continue to serve whether those people are within or out of the City of Carmel. Ms. Hagan stated correct, but it is more in anticipation of eventual annexation. There are a number of capital projects underway by both groups. Water on Carmel's part, the 116th Street line and expansion of their plant on Clay Regional's part. Now is the time to look at a strategic plan. Altman stated she understands Boone County has extended an invitation to the Clay Regional Waste to come in and solve a pollution problem and to solve a huge rate and management problem. Ms. Hagan stated that is correct, as well as water. The waste district was invited to put in an application to expand their scope of services to water. Altman stated she fails to see how the township or a regional waste district or the city would have a problem with that entity going in to solve a pollution problem or a management problem when these poor rate payers are paying hundreds of dollars a month for sewer service. Ms. Hagan stated if that is what it really ends up being, but it keeps growing, in about the last 40 days it has turned in to there is additional territory and they all start squabbling with each other. She is not sure that it is in the best interest of the Clay Township rate payers, in the long term, to get conflicted up in that and whatever long term impact that may have. The best thing for the community, long term, is to join with Carmel and consolidate. Altman stated she would hate to deny service to people within the regional waste district location by invitation on a speculative point. Ms. Hagan stated the whole issue may go away, depending on what happens with BCU. We have to be aware of what is going on. It could get very complicated for everyone. Everybody wants control of their utility and it belongs with your local municipality. Holt stated he appreciates Ms. Hagan keeping this issue in front of us. The primary concern for us is what benefits are constituency in Clay Township verses what we can do to clean up a mess that is festering across the county line. I know Clay Regional has rate payers in Boone County, but to have it seem like a land rush to go solve sewage problems over there is probably not best for our residents. Ms. Hagan stated the Michigan Road corridor is a client of Clay Regional, but it is contiguous to Clay Township. This new BCU area is not.

**Highway Business** [2:27:00]

**Open Road Cut Permits:**

Mr. Jim Neal requested approval of an Open Road Cut, RDCUT 2003-047 for Vectren Energy. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Acceptance of Bonds/Letters of Credit - Highway Department:**

Mr. Neal requested acceptance of Bonds and Letters of Credit for the Highway Department: 1) HCHD #B-02-0135 - Western Surety Company Continuation Certificate Bond No. 43220380 issued on behalf of Bad Dog Excavating, Inc. in the amount of \$25,000 to now expire December 31, 2004. 2) HCHD #B-03-0165 - Ohio Farmers Insurance Company Bond No. 5748337 issued on behalf of CSU, Inc. in the sum of \$5,000 for work in county right of way to expire November 20, 2004. 3) HCHD #B-03-0166 - Fidelity and Deposit Company Permit Bond #08728652 issued on behalf of Pacesetter Marketing Inc. in the sum of \$5,000 to expire November 24, 2004. 4) HCHD #B-03-0167 - Bond Safeguard Insurance Company Subdivision Performance bond No. 5004976 issued on behalf of Dura Development Corporation in the sum of \$16,312.50 for asphalt surface in Guildford Park, Phase Two to expire June 21, 2005. 5) HCHD #B-03-0168 - Bond Safeguard Insurance Company Subdivision Performance Bond No. 5004977 issued on behalf of Dura Development Corporation in the sum of \$104,233.00 for curbing, asphalt base and binder in Guilford Park, Phase Two to expire June 21, 2005. 6) HCHD #B-03-0169 - Bond Safeguard Insurance Company Subdivision Bond No. 5004979 issue on behalf of Dura Development Corporation in the sum of \$18,787.50 for asphalt surface in Guilford Park, Phase One to expire June 21, 2005. 7) HCHD #B-03-0170 - Bond Safeguard Insurance Company Subdivision Performance Bond No. 5004980 issued on behalf of Dura Development Corporation in the sum of \$30,987.56 for curbing, asphalt base and binder in Guilford Park, Phase One to expire June 21, 2005. 8) HCHD #B-03-0171 - Liberty Mutual Insurance Company Performance Bond No. 354-017-681 issued on behalf of Duncan Robertson, Inc. in the sum of \$572,847.00 for Bridge #193 - 113th Street over Thorpe Creek to expire December 10, 2005. 9) HCHD #B-03-0172 - Liberty Mutual Insurance Company Payment Bond No. 354-017-681 issued on behalf of Duncan Robertson, Inc. in the sum of \$572,847.00 for Bridge #193 - 113th Street over Thorpe Creek to expire December 10, 2005. 10) HCHD #B-03-0173 - Lexon Insurance Company Subdivision Bond No. 1003879 issued on behalf of Bomerang Development LLC in the sum of \$125,181.80 for streets in Claybourne, Section 2 to expire December 16, 2005. 11) HCHD #B-03-0174 - United States Fidelity and Guaranty Company Subdivision Performance Bond No. 400TC1213 issued on behalf of Clobe Asphalt Paving Company, Inc. and Ballantre Development LLC in the sum of \$32,998 for asphalt paving in right of way at 146th Street west of Springmill Road, Ballantrae Subdivision to expire December 17, 2005. 12) HCHD #B04-0001 - Fidelity and Deposit Performance Bond #8705115 issued on behalf of Calumet Asphalt Paving Co., Inc. in the sum of \$609,823.85 for intersection improvements at Ditch Road and 96th and 116th Streets to expire January 5, 2006. 13) HCHD #B-04-0002 - Fidelity and Deposit Company Payment Bond \$8705115 issued on behalf of Calumet Asphalt Paving Co., Inc. in the sum of \$609,823.85 for intersection improvements at Ditch Road and 96th and 116th Streets to expire January 5, 2006. Holt motioned to accept. Altman seconded. Motion carried unanimously.

**Release of Bonds/Letters of Credit - Highway Department:**

Mr. Neal requested approval of the release of Bonds and Letters of Credit for the Highway Department. 1) HCHD #B-02-0069 - American Motorists Insurance Bond No. 3SM074594 for Permit #COMDR-2002-025 for temporary drive at 131st Street west of Towne Road at Shelborne Park in Clay Township. 2) HCHD #B-03-0003 - Fidelity and Deposit Company Permit Bond #WKROW-2002-232 issued for underground construction at 146th Street from Oak Ridge Road to Sapphire

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Drive in Washington Township. 3) HCHD #B-03-0052 - Bond Safeguard Subdivision Bond No. 5004968 issued for curbs and asphalt work in Village of West Clay, Section 100004-A by Brenwick TND Communities. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Agreements/Supplements [2:28:26]**

**Bridge #193, 113th over Thorpe Creek - Utility Agreements:**

Mr. Neal requested approval of Utility agreements for Bridge #193, 113th Street over Thorpe Creek. These are non-reimbursable utility agreements with Cinergy Corporation, HCHD #M-04-0003; US Filter Indianapolis Water, HCHD #M-04-0004; SBC, HCHD #M-04-0005; and Vectren Energy, HCHD #M-04-0006. Holt motioned to approve. Altman seconded. Motion carried unanimously. Land acquisition is moving along. We have received the appraisals and offers will go out this week.

**Bridge #82, Crooked Creek Avenue over Cicero Creek -Utility Agreement:**

Mr. Neal requested approval of a Utility Agreement with PSI Energy, HCHD #M-04-0002, for Bridge #82, Crooked Creek Avenue over Cicero Creek. This project should be on the March or April letting for INDOT.

**Right of Entry for Sign Placement Agreement:**

Mr. Neal requested approval of a Right of Entry for Sign Placement Agreement, HCHD #M-03-0039, with INDOT. This will place signs on all the bridges that span the White River. This will allow boaters to know where they are at along the river. They are funding and installing the signs. Our only obligation is to let them attach the signs and then we will have maintenance responsibility from that point on. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Subdivision Inspection Agreement [2:31:23]**

**Fox Hollow at Geist Subdivision, Section 2:**

Mr. Neal requested approval of a Subdivision Agreement, HCHD #A-04-0001, for Fox Hollow at Geist Subdivision, Section 2. The agreements are between Hamilton County and Precedent Residential Development, LLC and between Hamilton County and Quandt Engineers in the amount of \$10,000. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Non-Standard Street Signs Agreement**

**Hinkle Creek Subdivision:**

Mr. Neal requested approval of an agreement, HCHD #M-04-0007, with Hinkle Creek Partnership for installation of non-standard street signs within Hinkle Creek Subdivision. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Engineering Agreement [2:32:08]**

**Small Structure #21040:**

Mr. Neal requested approval of an Engineering Agreement, HCHD #E-04-0001, for replacement of Small Structure Number 21040, 0.2 miles south of 216th Street on Anthony Road with The Schneider Corporation. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Acceptance of Streets [2:33:00]**

**Hinkle Creek Estates:**

Mr. Neal requested acceptance of streets in Hinkle Street Estates, Section 1 in Noblesville Township for 0.49 miles of streets. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Concurrence with Traffic Study Correspondence: [2:33:32]**

Mr. Neal requested concurrence with Traffic Study Correspondence Concerning Investigations of Requests for Signage on Hamilton County Roads. Holt motioned to approve. Altman seconded. Altman suggested on the Analysis of the Crash Report on the accel/decel, we need to define the one crash was not a result of what they requested to do in regards to the letter to Patty Johnson requesting Church Warning Signs for Grace Community Church on 146th Street. Motion carried unanimously.

**Official Actions [2:34:45]**

**Hinkle Creek Estates, Section 1 Regulatory Signs:**

Mr. Neal requested approval of the Official Action to install regulatory signs for Hinkle Creek Estates, Section 1. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**2003 Bridge Inventory Report:**

Mr. Matt Knight distributed the 2003 Bridge Inventory Report. (Bridge Inventory on file in Hamilton County Auditor's Office.)

**MPO FA-3 Submission:**

Mr. Neal presented a list of possible submissions for the FA-3 to the MPO. The deadline is January 30, 2004. We don't need a selection today. Altman stated her only concern is that if we put them in the MPO, whether we will have additional burdens with engineering or environmental within the MPO? Mr. Neal stated because it will be federal aid funding, there are more hoops to jump through, but it should not add that much to the overall costs. Holt stated if there is a way to find the funding to do 96th and Towne Road this year, we would have wasted a bullet to get federal funding. Altman asked if we could withdraw a request if we find the funding? Holt stated for example, if we put a project in the federal aid then we run the risk of not getting that local dollars. Altman asked that before the next meeting we look at the available funds that have rolled and what we can leverage and what we can get done realistically this year. Holt asked if we could move the highway meeting to January 23rd at 7:30 am? Altman and Dillinger agreed.

Dillinger called a break in the meeting. [2:42:50]

Dillinger called the meeting back to order. [2:55:50]

**Hamilton County Owner Occupied Rehabilitation Grant: [2:56:49]**

Mr. Troy Halsell, Noblesville Housing Authority, stated there are three requests today. Claim for payment to Kenna Management Consulting, and a claim for payment for the Environmental Review. He has reviewed the claim forms and the work and should be paid. The other request is to approve the Section 106 Environmental Review and acknowledgment that we ratified Kenna's authority to do the Review. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Commissioner Committee Reports**

**Travel Advisory Operating Procedures:**

Altman stated the Committee has met and established a draft for Travel Advisory Operating Procedures in Hamilton County. Dillinger asked if there is not an option to shut down a road. Altman stated we still have that option. She has worked on the language, but we were concerned we were not far enough along. We still have the ordinance that allows us to close the roads. The consensus of the Committee is that it has to be really bad before we close roads. It was also the consensus of the Committee that we would only close roads within quadrants, to avoid the mass confusion. Dillinger asked if that should be #4? Altman stated we are still working on that. Dillinger asked what would you say, if we are closing roads? Altman stated all

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Hamilton County Roads in the northeast quadrant are closed until further order of the Commissioners because of snow, flooding, etc. Her concern is the ordinance is not in sync with the statute. We wanted to get this in line and post the advisories on the web site, so it can be put in action. We have the ability to remotely post to the Web Site. She would like to have Commissioner's approval to put this on the Web Site if the conditions arise. Holt motioned to approve the Travel Advisory Operating Procedure as submitted with the understanding that you are going to continue to refine item #4 for road closures. Dillinger seconded. Motion carried unanimously.

**Homeland Security Grants:**

Altman stated we have received formal confirmation for two Homeland Security Grants in the approximate amounts of \$140,000 and \$463,000.

**Public Hearing for General Obligation Bonds:** [3:08:40]

Mr. Howard stated at the Commissioner's last meeting you passed a Preliminary Resolution concerning the issuance of \$3,450,000 worth of bonds to fund certain capital projects of the County. A notice of public hearing was published for today. The primary items to be purchased with the bond issue are two cars for the Health Department, annual Fleet Replacement Program for the Sheriff's Department, approximately \$1.6 million towards computer replacement both hardware and software, Orthophotos and miscellaneous furniture. The Hamilton County Council deleted these items from the budgets during 2003 Budget Hearings. These budgets and capital outlays were substantially similar for capital outlays made in prior years, however due to the COIT issue the idea was that these would be bonded. It is a short term bond, three years, principal and interest. Those principal and interest payments would begin with the tax collection in 2005, 2006 and 2007. The total interest is approximately \$450,000. Dillinger opened the Public Hearing. No public comments. Dillinger closed the Public Hearing.

**Administrative Assistant** [3:11:27]

**Carmel Clay Schools Wage Determination Board Appointment:**

Mr. Fred Swift stated the Carmel Clay Schools have requested an appointment to their Wage Determination Committee. They recommend Marilyn Greenfield. Holt motioned to reappoint Marilyn Greenfield. Altman seconded. Motion carried unanimously.

**County Directory Introductory Letter:**

Mr. Swift presented a draft introductory letter that will be placed in the Hamilton County Directory. Altman motioned to table. Holt seconded. Motion carried unanimously.

**Fitness Program Proposal:**

Mr. Swift stated the Noblesville Fitness Center has proposed a special rate for Hamilton County Employees. Ms. Randall is requesting permission to distribute the information to the employees. Altman asked that a disclaimer be included stating that the County does not endorse it. Altman motioned to approve. Dillinger seconded. Holt abstained. Motion carries.

**Request for Use of Historic Courtroom:**

Mr. Swift stated the Hamilton County Republican Party has requested the use of the Historic Courtroom on January 22, 2004. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Prosecutor's Office Expansion:**

Mr. Swift stated architects from Browning, Day came on Friday to get the final thoughts of the office holders involved in the expansion of the Prosecutor's office and relocation of the Plan Commission. It is moving along. We do not have a time table. We do not have a cost yet.

**Solid Waste Advisory Board Appointments:**

Mr. Swift stated the Commissioners have three appointments to the Solid Waste Advisory Board. This should be taken up by the Solid Waste Board at their next meeting.

**Resolution 1-12-04-1, Preliminary Determination Resolution:**

Mr. Howard requested approval of Resolution 1-12-04-1, Preliminary Determination Resolution for the GO Bonds. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Hamilton County Humane Society Service Agreement:** [3:23:10]

Mr. Howard presented the Hamilton County Humane Society Agreement for 2004. The rate is \$145.00 per animal. If this is approved there is a claim in the Vendor's Claims that will be presented today that will need to be amended so the claim will be paid at this rate per the new agreement at the monthly rate of \$22,750. Altman motioned to approve the contract. Holt seconded. Altman asked Sheriff Carter if he has received any complaints from his deputies that the Humane Society has not accepted animals that are strays that are submitted by your officers? Sheriff Carter stated no, he has not. The Animal Control Officer manages the majority of the pick-ups and he has not explained any problems. Holt asked Mike Booth, Fishers Town Manager, how the shelter is serving Fishers? Mr. Booth stated they are very pleased with the operations of the Humane Society in respect to the manner in which they have accepted animals. We do scrutinize the claims that come from the Humane Society as to where the animals belong. He has had limited concerns about the acceptance of abandoned animals. Altman asked if Fishers directly contracts with the Humane Society? Mr. Booth stated yes. Altman asked if they are under the County's umbrella agreement? Mr. Booth stated no. Holt asked if you send the checks to the Humane Society or thru the Auditor's office? Mr. Booth stated he would have to research that. It is his understanding that it comes to the Auditor. Motion carried unanimously.

**Interlocal Agreement for Maintenance of Certain Streets in Clay Township:**

Mr. Howard requested approval of an Interlocal Agreement Concerning the Maintenance of Certain Streets Within Clay Township. This agreement pertains to the maintenance of streets annexed by Carmel under Ordinance No. C-260. The streets will remain in the County's inventory and the County will continue to receive all Local Road and Street and Motor Vehicle Highway funds that are designated for these roads. The agreement runs through December 31, 2004. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Lobbyist Contract:**

Altman motioned to enter into the written extension of Legislative Services Contract with Baker, Donnelson in Washington, D.C. The changes in the contract from the prior year are that the entities have been separated and our fiscal responsibility is limited solely to \$2,500 per month. Given the Port Authority's cash situation, they want to participate but we would agree under this contract to advance the un-earned remaining part of the contract as additional consideration to Baker, Donelson for deferring the billings to the Port Authority. That was a condition for the Port Authority to participate. Holt asked if this is on 2003 money? Altman stated yes. Holt seconded. Altman and Holt approved. Dillinger opposed. Motion carries. Holt asked if this includes the continuing lobbying effort for light rail? Altman stated yes. We will be asked for our priorities in February. This will put us in current appropriation bills and ITEA money, transportation funds and monitoring. Dillinger asked Mr. Booth if Fishers is participating in this? Mr. Booth stated no.

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**Sheriff** [3:30:53]

**Vehicle Title:**

Sheriff Doug Carter stated they had a vehicle that was totaled in December. The title is in the Sheriff's name. Sheriff Carter is requesting permission to sign the title so we can cover whatever the vehicle is worth. The amount we will recover is \$9,585, which includes the \$1,000 deductible. Holt motioned to approve. Altman seconded. Motion carried unanimously.

Sheriff Carter stated he is researching options to have component parts of vehicles insured. He will come back with a proposal. Holt asked if there is any merit in self-insuring the vehicles? Sheriff Carter stated that is an option he is researching.

**Auditor** [3:33:14]

**Liability Trust Claims:**

Ms. Robin Mills requested approval of Liability Trust Claims: 1) Weyland Valuation - \$250.00. Altman motioned to approve. Holt seconded. Motion carried unanimously. 2) Hartford Speciality - \$35.63. Holt motioned to approve. Dillinger seconded. Motion carried unanimously.

**Prevail Grants:**

Ms. Mills requested the President's signature on the two Prevail Grants. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**CMT Assignment Agreement:**

Ms. Mills requested approval of an Assignment Agreement from CMT, which acquired EDIS. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Release of Bonds/Letters of Credit - Drainage Board:**

Ms. Mills requested release of Bonds and Letters of Credit for the Drainage Board. 1) HCDB-2002-00318 - Gulf Insurance Company Subdivision Bond No. B21856935 for Ashfield Estates storm sewers and erosion control - \$219,400. 2) HCDB-2003-00039 - Bond Safeguard Insurance Company Bond No. 5003806 for Fox Hollow at Geist Section 1 erosion control - \$32,689.90. 3) HCDB-2003-00040 - Bond Safeguard Insurance Company Bond No. 5003804 for Fox Hollow at Geist, Section 1 storm sewers and subsurface drains - \$142,065. Altman motioned to approve. Holt seconded. Motion carried unanimously.

**Payroll Claims:**

Ms. Mills requested approval of a special Payroll Claims for December 8-22, 2003 paid January 2, 2004. Holt motioned to approve. Altman seconded. Motion carried unanimously. Ms. Mills requested approval of the regular Payroll Claims for December 8-22, 2003 paid January 2, 2004. Holt motioned to approve. Altman seconded. Motion carried unanimously. Ms. Mills requested approval of the Payroll Claims for December 22 - January 4, 2004 paid January 16, 2004. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Clifton Gunderson Agreement:** [3:36:37]

Ms. Mills stated we have secured funding to hire Clifton Gunderson to help us with our GASB 34 Financial Statements this year. Ms. Mills requested approval of the agreement. Altman asked if this is the first year we have pulled together all the GASB 34 information? Ms. Mills stated yes. Altman asked if it will be in a format that we can update it and not have to be redone each year? Ms. Mills stated yes. Last year Clifton Gunderson did this for the Town of Fishers and two other entities in the State. We will be one of their the first counties. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Vendor Claims:**

Ms. Mills requested approval of the Vendor Claims to be paid January 13, 2004. Altman asked if that is adjusted for the Humane Society claim? Ms. Mills stated yes, it will be adjusted. Holt motioned to approve. Altman seconded. Motion carried unanimously.

**Humane Society:** [3:41:43]

Dillinger stated he would like to acknowledge the report the Commissioner's received from Amy VanOstrand regarding the Humane Society. Dillinger asked if there is any action? Altman stated at this point we have asked our law enforcement if they are happy with it and they seem to be. Fishers is also happy with it. It is a contractual relationship and as long as they are in compliance with the contract she feels comfortable. She asked Mr. Swift to check with the other people being billed through the Auditor's office to make sure we have not lost anything through the gaps and that they are compliant.

Holt motioned to adjourn. Altman seconded. Motion carried unanimously.[3:42:39]

HAMILTON COUNTY BOARD OF COMMISSIONERS  
JANUARY 12, 2004

Commissioners Correspondence

Sheridan High School Thank you for HHW Facility  
Indiana Commission for Women Appointment Application  
Notice of Public Hearings:

- Riverview Medical Park - City of Carmel
- Butler, Fairman & Seufert Notice of Survey:
  - Improvement of Craig Avenue
- Beam, Longest & Neff Notice of Transmittals:
  - Bridge #110, 186th Street over Cool Creek
  - Bridge #257, Lantern Road over Shoemaker Ditch
  - Bridge #31058, Lamong Road over McKinzie Ditch
  - Bridge #208, Field Drive over White River

- IDEM Notice of Decision:
  - Indianapolis Aviation, Inc. - Fishers
- IDEM Notice of Sewer Permit Applications:
  - Westfield Marketplace - Westfield
  - Cherry Creek Estates, Section 2 - Carmel
  - Westside Wastewater Treatment Facility - Westfield
  - The Meadows of Shelborne at Deer Path, Section One - Noblesville

- IDEM Notice of Appeal Rights:
  - The Meadows of Shelborne at Deer Path, Section One - Noblesville
  - The Bridgewater Clubhouse - Westfield
  - Monon Town Homes - Carmel
  - Arcadia Commercial Park Lot 1, Phase 1 - Arcadia
  - The Reserve at Geist, Phase One - Noblesville
  - Cherry Creek Estates, Section 3 - Carmel

Present:

- Christine Altman, Commissioner  
Steven C. Dillinger, Commissioner  
Steven A. Holt, Commissioner  
Robin M. Mills, Auditor  
Kim Rauch, Administrative Assistant to Auditor  
Fred Swift, Administrative Assistant to Commissioners  
Michael A. Howard, Attorney  
Doug Carter, Sheriff  
Brad Davis, Highway Director  
Jim Neal, Highway Engineer  
Virginia Hughes, Administrative Assistant to Highway Engineer  
Amber Emery, Highway Public Service Representative  
Dave Lucas, Highway Inspector  
Robert Chadwell, Highway Inspector  
Steve Broermann, Highway Technical Engineer  
Christopher Burt, Highway Staff Engineer  
Tim Knapp, Highway Right-of-Way Specialist  
Joel Thurman, Highway Project Engineer  
Matt Knight, Highway Staff Engineer  
Mike McBride, Small Structure Staff Engineer  
Faraz Hahn, Highway Department  
Kathy Howard, Highway Department  
Bob Davis, Highway Superintendent  
COMMISSIONERS  
Judy Hagan, Clay Township Trustee  
David Pluckebaum, Corradino Group  
Jon Dobosiewicz, City of Carmel  
Becki Wise, USI  
Jay Longenecker, Asphalt Materials  
George Piper, Noblesville Times  
Mike Booth, Town of Fishers  
Scott Guede, IMI  
Dave Richter, United Consulting Engineers  
Barry McNulty, Health Department  
Diana Lamirand, Noblesville Ledger  
Larry Cantebury, E&B Paving  
Matt Kelley, Shelly & Sands  
Walter Quate, Marathon Ashland Petroleum  
Scott Woodard, Martin Marietta Aggregates  
Mark Miller, St. Regis Culvert  
Jeff Stamper, CPI Supply

APPROVED  
HAMILTON COUNTY BOARD OF

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ATTEST:

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Robin M. Mills, Auditor

HAMILTON COUNTY BOARD OF COMMISSIONERS  
JANUARY 12, 2004